

**ENTERED**

December 09, 2021

Nathan Ochsner, Clerk

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
BROWNSVILLE DIVISION**

ERICA MIRE,  
"Plaintiff",

v.

BRYAN TRUCK LINE, INC.,  
ET AL.,  
"Defendants".

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Civil Action No. 1:20-cv-000110

**ORDER ADOPTING MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION**

Before the Court are "Defendants' Motion for Summary Judgment on Plaintiff's Direct Negligence Claims against Bryan Truck Line, Inc" ("MSJ") (Dkt. No. 21), "Plaintiff's Response in Opposition to Defendants' Motion for Summary Judgment on Direct Negligence Claims against Bryan Truck Line, Inc." (Dkt. No. 22) and the "Magistrate Judge's Report and Recommendation" ("R&R") (Dkt. No. 23). The R&R recommends this Court (1) Grant the MSJ; and (2) Dismiss with prejudice these claims by Plaintiff against Defendant, Bryan Truck Line, Inc.: (a) negligent hiring, (b) negligent qualification, (c) negligent entrustment, (d) negligent retention, (e) negligent training, and (f) negligent supervision ("Direct Negligence Claims").

No objections were filed by either party. When no objections are filed to a magistrate judge's ruling, the district court applies the "clearly erroneous, abuse of discretion and contrary to law" standard of review. *United States v. Wilson*, 864 F.2d 1219, 1221 (5th Cir. 1989). Finding no clear error, abuse of discretion, or finding contrary to law, the R&R is **ADOPTED**:

Thus, Defendants' MSJ (Dkt. No. 21) is **GRANTED**; the Direct Negligence Claims by Plaintiff against Defendant, Bryan Truck Line, Inc. are **DISMISSED WITH PREJUDICE**.

Signed on this 9<sup>th</sup> day of December, 2021.

  
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Rolando Olvera  
United States District Judge